



STATE OF INDIANA
OFFICE OF THE GOVERNOR
State House, Second Floor
Indianapolis, Indiana 46204

Mitchell E. Daniels, Jr.
Governor

DEPT. OF TRANSPORTATION
RECEIVED
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OST-2005-22114-20

May 20, 2005

Neil R. Eisner, Esquire
Assistant General Counsel for Regulation
and Enforcement
Office of General Counsel
U.S. Department of Transportation
400 Seventh Street S.W.
Washington, D.C. 20590

Dear Neil:

I am enclosing a copy of Senate Enrolled Act 127, enacted during the regular session of the 114th General Assembly and related to time observance in the State of Indiana (the "Act").

As provided in the Act, the Indiana General Assembly and I hereby petition the United States Department of Transportation to hold hearings on the location of the boundary between the Eastern Time Zone and the Central Time Zone in Indiana. Please note that, in accordance with the Act, we also advise you that any administrative action to change the boundary should not change the time zone for any of the Indiana counties specified in Section 3(b) of the Act.

We immensely appreciate the efforts you and your staff have contributed to date in assisting Indiana on this issue.

Sincerely,

A handwritten signature in black ink that reads "Mitchell Daniels".

Mitchell E. Daniels, Jr.

Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2004 Regular Session of the General Assembly.

SENATE ENROLLED ACT No. 127

AN ACT to amend the Indiana Code concerning time.

Be it enacted by the General Assembly of the State of Indiana:

SECTION 1. IC 1-1-8.1-3 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 3. The state supports the county executive of any county that seeks to change the time zone in which the county is located under the procedures established by federal law.**

SECTION 2. THE FOLLOWING ARE REPEALED [EFFECTIVE JANUARY 1, 2006]: IC 1-1-8.1-1; IC 1-1-8.1-2.

SECTION 3. [EFFECTIVE UPON PASSAGE] (a) **The governor and the general assembly hereby petition the United States Department of Transportation to initiate proceedings under the Uniform Time Act of 1966 to hold hearings in the appropriate locations in Indiana on the issue of the location of the boundary between the Central Time Zone and the Eastern Time Zone in Indiana.**

(b) **The governor and the general assembly advise the**

United States Department of Transportation that any administrative action to change the time zone boundary in response to the petition contained in this SECTION should not change the time zone for any of the following Indiana counties:

(1) **Any Indiana county currently located in the Central Time Zone, which should remain in the Central Time Zone.**

(2) **Clark County, which should remain in the Eastern Time Zone.**

(3) **Dearborn County, which should remain in the Eastern Time Zone.**

(4) **Floyd County, which should remain in the Eastern Time Zone.**

(5) **Harrison County, which should remain in the Eastern Time Zone.**

(6) **Ohio County, which should remain in the Eastern Time Zone.**

(c) **To implement this SECTION, the governor shall, not later than ten (10) days after the governor files this act with the secretary of state, send a copy of this act along with any other necessary documentation prescribed by the United States Department of Transportation to the appropriate official of the United States Department of Transportation.**

(d) **This SECTION expires July 1, 2007.**

SECTION 4. An emergency is declared for this act.

President of the Senate

President Pro Tempore

Speaker of the House of Representatives

Approved:

Governor of the State of Indiana

SEA 127

Figure

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